

1 **UNITED STATES DISTRICT COURT**

2 **DISTRICT OF NEVADA**

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 JERONE STAPLES,

7 Defendant.

Case No. 2:23-cr-00201-CDS-EJY

FINDINGS OF FACT, CONCLUSIONS
OF LAW AND ORDER

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10 **FINDINGS OF FACT**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
12 Court finds that:

- 13 1. The government disclosure additional discovery in support of their Response.
14 2. Counsel needs additional time to review that discovery and talk to defendant
15 before filing the Reply.
16 3. The defendant is not incarcerated and does not object to the continuance.
17 4. The parties agree to the continuance.
18 5. The additional time requested herein is not sought for purposes of delay, but
19 merely to allow counsel for defendant sufficient time within which to be able to effectively and
20 complete investigation of the discovery materials provided.

21 **CONCLUSIONS OF LAW**

22 The ends of justice served by granting said continuance outweigh the best interest of the
23 public and the defendant in a speedy trial, since the failure to grant said continuance would be
24 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the
25 opportunity within which to be able to effectively and thoroughly prepare for trial, taking into
26 account the exercise of due diligence.

1 The continuance sought herein is excludable under the Speedy Trial Act, Title 18,
2 United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18,
3 United States Code, § 3161(h)(7)(B)(i), (iv).

4 **ORDER**

5 IT IS THEREFORE ORDERED that the reply to motion to suppress is due by October
6 21, 2024.

7 DATED this 11th day of October, 2024.

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9 UNITED STATES MAGISTRATE JUDGE